

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION

**Richard Lowery**, on behalf of himself  
and others similarly situated,

Plaintiff,

v.

**Texas A&M University System**, et al.,  
Defendants.

CIVIL ACTION NO.  
4:22-cv-3091

JUDGE CHARLES ESKRIDGE

**NOTICE OF APPEAL**

Plaintiff Richard Lowery appeals to the United States Court of Appeals for the Fifth Circuit from the judgment entered on September 29, 2023 (ECF No. 48).

Respectfully submitted.

GENE P. HAMILTON  
Virginia Bar No. 80434  
Vice-President and General Counsel  
America First Legal Foundation  
300 Independence Avenue SE  
Washington, DC 20003  
(202) 964-3721 (phone)  
gene.hamilton@aflegal.org

/s/ Jonathan F. Mitchell  
JONATHAN F. MITCHELL  
*Attorney in Charge*  
Texas Bar No. 24075463  
S.D. Tex. Bar No. 1133287  
Mitchell Law PLLC  
111 Congress Avenue, Suite 400  
Austin, Texas 78701  
(512) 686-3940 (phone)  
(512) 686-3941 (fax)  
jonathan@mitchell.law

Dated: September 30, 2023

*Counsel for Plaintiff and  
the Proposed Class*

## CERTIFICATE OF SERVICE

I certify that on September 30, 2023, I served this document through CM/ECF

upon:

M. CARTER CROW

LAYNE E. KRUSE

PAUL TRAHAN

RYAN MELTZER

JESIKA SILVA BLANCO

1301 McKinney, Suite 5100

Houston, Texas 77010-3095

(713) 651-5151 (phone)

(713) 651-5246 (fax)

carter.crow@nortonrosefulbright.com

layne.kruse@nortonrosefulbright.com

paul.trahan@nortonrosefulbright.com

ryan.meltzer@nortonrosefulbright.com

jesika.blanco@nortonrosefulbright.com

*Counsel for Defendants*

/s/ Jonathan F. Mitchell

JONATHAN F. MITCHELL

*Counsel for Plaintiff and the Proposed Class*